

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



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#2

Serial No.: Divisional of 09/255,179

Art Unit: Not Yet Assigned

Filed: December 6, 2000

Examiner: Not Yet Assigned

For: MATRICES FORMED OF POLYMER AND HYDROPHOBIC COMPOUNDS  
FOR USE IN DRUG DELIVERY

Assistant Commissioner for Patents  
Washington, D.C. 20231

**INFORMATION DISCLOSURE STATEMENT**

Sir:

Pursuant to 37 C.F.R. §1.56 and 37 C.F.R. §1.97, Applicants submit an Information Disclosure Statement, including two (2) pages of Form PTO-1449. Most of the documents cited below were cited by or submitted to the Patent Office in Application Serial No. 09/255,179, filed February 22, 1999, to which the present application claims priority. Pursuant to 37 C.F.R. §1.98(d), Applicants are not enclosing copies of these publications. Copies, however, will be provided upon request.

This Information Disclosure Statement is being filed under 37 C.F.R. § 1.97(b) prior to a first Office Action on the merits. It therefore is believed that no fee is required with this submission. However, should a fee be required, the Commissioner is hereby authorized to charge any required fees to Deposit Account No. 01-2507. A duplicate of this transmittal is enclosed to facilitate the process.

U.S.S.N.: Divisional of 09/255,179  
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### U.S. Patents

<u>Number</u>	<u>Issue Date</u>	<u>Patentee</u>	<u>Class/Subclass</u>
5,342,628	08-30-1994	Picha	424/484
5,855,913	01-05-1999	Hanes, et al.	424/489

### Foreign Patent Documents

<u>Number</u>	<u>Publication Date</u>	<u>Patentee</u>	<u>Country</u>
DE 43 37 492 A1	05-04-1995	Schierholz	Germany
WO 96/03984 A1	02-15-1996	Mass. Inst. of Tech.	PCT
WO 98/04292 A2	02-05-1998	Acusphere, Inc.	PCT

### Publications

BECK, et al., "A New Long-Acting Injectable Microcapsule System For The Administration of Progesterone," *Fertility and Sterility* 31(5):545-551 (1979).

BENITA, et al., "Characterization of Drug-Loaded Poly(d,l-lactide) Microspheres," *J. Pharmaceutical Sciences* 73(12):1721-1724 (1984).

Federal Register vol. 62, number 85, pp. 24301-24309 (May 1997).

MATHIOWITZ, et al., "Morphology of Polyanhydride Microsphere Delivery Systems" *J. Scanning Microscopy* 4(2):329-340(190).

MATHIOWITZ, et al., "Novel Microcapsules For Delivery Systems" *Reactive Polymers* 6:275-283(1987).

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### Remarks

This statement should not be interpreted as a representation that an exhaustive search has been conducted or that no better art exists. Moreover, Applicants invite the Examiner to make an independent evaluation of the cited art to determine its relevance to the subject matter of the present application. Applicants are of the opinion that their claims patentably distinguish over the art referred to herein, either alone or in combination.

Respectfully submitted,



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